

EXHIBIT

4

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION

MARC VEASEY, JANE HAMILTON,)
SERGIO DELEON, FLOYD J. CARRIER,)
ANNA BURNS, MICHAEL MONTEX,)
PENNY POPE, OSCAR ORTIZ, KODY)
OZIAS, JOHN MELLOR-CRUMLEY, JANE)
DOE, JOHN DOE, LEAGUE OF UNITED)
LATIN AMERICAN CITIZENS (LULAC),)
AND DALLAS COUNTY, TEXAS,)
)
Plaintiffs,)
v.) CIVIL ACTION NO.
RICK PERRY, Governor of Texas; and JOHN) 2:13-CV-193 (NGR)
STEEN, Texas Secretary of State,) [Lead case]
)
Defendants.)

UNITED STATES OF AMERICA,)
)
Plaintiffs,)
v.) CIVIL ACTION NO.
STATE OF TEXAS, JOHN STEEN, in his) 2:13-CV-263 (NGR)
official capacity as Texas Secretary of State;) [Consolidated case]
and STEVE McCRAW, in his official capacity)
as Director of the Texas Department of Public)
Safety,)
Defendants.)

TEXAS STATE CONFERENCE OF NAACP)
BRANCHES; and the MEXICAN)
AMERICAN LEGISLATIVE CAUCUS OF)
THE TEXAS HOUSE OF)
REPRESENTATIVES,)

)
Plaintiffs,
v.) CIVIL ACTION NO.
JOHN STEEN, in his official capacity as) 2:13-CV-291 (NGR)
Secretary of State of Texas; and STEVE) [Consolidated case]
McCRAW, in his official capacity as Director)
of the Texas Department of Public Safety,)
Defendants.)

BELINDA ORTIZ, LENARD TAYLOR,)
EULALIO MENDEZ JR., LIONEL)
ESTRADA; ESTELA GARCIA ESPINOSA,)
ROXANNE HERNANDEZ, LYDIA LARA,)
MARGARITO MARTINEZ LARA,)
MAXIMINA MARTINEZ LARA, AND)
LA UNION DEL PUEBLO ENTERO, INC.)
Plaintiffs,)
v.) CIVIL ACTION NO.
STATE OF TEXAS; JOHN STEEN, in his) 2:13-CV-348 (NGR)
Official capacity as Texas Secretary of State;) [Consolidated case]
And STEVE McCRAW, in his official capacity)
As Director of the Texas Department of)
Public Safety,)
Defendants.)
_____)

**DEFENDANTS' OBJECTIONS TO UNITED STATES' AMENDED
SECOND SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS**

1. The contents of all fields contained within the State of Texas's voter registration database, also known as the Texas Election Administration Management System (TEAM), used to determine voter eligibility, to implement or enforce SB 14, to record voter history in any federal, state, or municipal election since 2008 (including whether the individual cast a

regular or provisional ballot, whether the ballot was counted, the reason why any ballot was not counted, and whether the ballot was cast early by mail, early in-person, or in-person on election day), to match voters to other databases concerning possession of photographic identification named in

Section 63.0101 of the Texas Election Code, as amended by SB 14, or concerning disability status.

- a. With respect to voter eligibility, this request covers, but is not limited to the following fields in TEAM (identified by currently understood field name as well as by field contents):

Field Name	Field Description
VOTER_COUNTY_ID	Internal database key
JUR_ID	aka Jurisdiction ID, County
VUID	Voter Unique ID
LAST_NAME	Voter Last Name
FIRST_NAME	Voter First Name
MIDDLE_NAME	Voter Middle Name
FORMER_LAST_NAME	Voter Former Last Name
NAME_SUFFIX_CODE	Voter Name Suffix
SSN	Voter Social Security Number (complete where available, or last)
GENDER_CODE	Voter Gender Code
OFFICIAL_ID_NUMBER	Texas Drivers License
DATE_OF_BIRTH	Voter Date of Birth-
VOTER_STATUS_CODE	Voter Status Code (V=Active, C=Cancelled, S=Suspense,
SPANISH_SURNAME_FG	Indicates whether Voter has a Spanish Surname (Y=Yes, N=No)
BLOCK_NUMBER	Voter Residential Block Number
DESIGNATOR	Voter Residential Designator
ST_DIR_PREFIX	Voter Residential Street Direction
STREET_NAME	Voter Residential Street Name
STREET_TYPE	Voter Residential Street Type

ST_DIR_SUFFIX	Voter Residential Street Direction Suffix
UNIT_NUMBER	Voter Residential Unit Number
UNIT_TYPE	Voter Residential Unit Type
PARCEL_NUMBER	Voter Residential Parcel Number
CITY	Voter Residential City Name
STATE	Voter Residential State Name
ZIP_CODE	Voter Residential ZipCode
MAIL_NAME	Voter Mailing Address Name
MAIL_ADDRS_1	Voter Mailing Address Line1
MAIL_ADDRS_2	Voter Mailing Address Line2
MAIL_CITY	Voter Mailing City Name
MAIL_STATE	Voter Mailing State Name
MAIL_ZIP_CODE	Voter Mailing Address ZipCode
PCT_CODE	Precinct Code
PCT_NAME	Precinct Name
LANGUAGE_CODE	Language Code
REGISTRATION_DATE	Voter Application Date
EDR	Effective Date of Registration-
DISPLAY_CODE	Cancel Event Display Code (Filled-in for Cancelled Voters Only)
EVENT_CODE	Cancel Event Code (Filled-in for Cancelled Voters Only)
EVENT_DESC	Cancel Event Description(Filled-in for Cancelled Voters Only)
APPLICATION_SOURCE_CODE	Voter Application Source Code

- b. With respect to voter history, this request covers, but is not limited to, the following fields in TEAM (identified by currently understood field name as well as by field contents):

Field Name	Field Contents
VUID	Voter Unique ID
JUR_ID	Jurisdiction ID, County Number, or County Code
HIST_TYPE_CODE	Voting History Type Code (recording whether early, absentee, or election)
ACTIVITY_DATE	Date of Activity (Voted, Rejected, etc.)
PROVISIONAL_REJECT_REASON_CODE	Provisional Ballot Rejected Reason Code
TITLE	Provisional Ballot Rejected Reason Description
ELECTION_DATE	Election Date
ELECTION_TYPE_CODE	Election Type Code: (E.g., primary, general, runoff)
ELECTION_NAME	Election Name

- c. With respect to implementation and enforcement of SB 14, this request includes the contents of all fields specifically included in TEAM to allow for implementation and enforcement of SB 14's requirements, including but not limited to, the content of all fields recording which voters have received a disability exemption from presenting SB 14-required photographic identification. In addition, this request includes any data recorded in TEAM regarding which voters, and on what date, have completed a substantially similar name affidavit as a result of enforcement of SB 14.
- d. This request seeks any and all other fields produced by the State of Texas from the TEAM database during *Texas v. Holder*, No. 1:12-cv-128 (D.D.C.).

RESPONSE:

Defendants object to this request, as it seeks information that is not reasonably calculated to lead to the discovery of admissible evidence. The Defendants further object to the extent the request presumes that the databases in question may be accurately or reliably compared against each other. Further, said information that would be responsive to this request is privileged and highly confidential, and no

adequate safeguards are currently in place to protect the disclosure of this information. In order for the information that is sought by way of this request to have any probative value, the complete databases within the United States government would need to be produced to all parties, but counsel for the United States have informed the counsel for Defendants that they are unwilling to produce said databases.

Subject to these objections and without waiving same, the Defendants continue to work with the United States toward a compromise on the privacy issues, and upon the successful agreement of all parties, shall provide such documents as are mutually agreed upon and ordered by the court.

2. The contents of all fields contained within the State of Texas's driver license and personal identification card database that could be used to match individuals against the State of Texas's TEAM voter registration database, to determine voter eligibility, or to determine whether an individual currently possesses any form of identification named in Section 63.0101 of the Texas Election Code, as amended by SB 14. This request includes the content of all fields reflecting the full name, address (including city, state, county, and ZIP code), date of birth, Social Security account number, race, ethnicity, sex, driver license or personal identification card number, and disability status of all driver license and personal identification card holders, as well as the content of fields reflecting whether the driver license or identification card has expired, been suspended, or confiscated, and whether the license or identification or holder is deceased. This request covers but is not limited to the entire Admin and Issuance files; the Person ID, Transaction ID, Issuance ID, Transaction Type Code, and Last Update Date fields in the Transactions file; and the contents of following fields contained in the Person file:

- | | |
|-------------------------------|---------------------------------|
| a. DL/ID/UNL or EC Number | y. Sex |
| b. Person ID | z. Race |
| c. First Name | aa. Disabled Veteran |
| d. Last Name | bb. Homebound |
| e. Middle Name | cc. AKA Name |
| f. Suffix | dd. AKA DL/ID Number |
| g. Date of Birth | ee. Card Status |
| h. Social Security Number | ff. Record Status |
| i. Permanent Street Address 1 | gg. Card Type |
| j. Permanent Street Address 2 | hh. Surrendered DL/ID Number |
| k. Permanent City | ii. License Surrendered |
| l. Permanent State | jj. License Confiscated |
| m. Permanent Zip Code | kk. DL Issuance Status |
| n. Permanent Zip Code Ext. | ll. ID Issuance Status |
| o. Permanent County | mm. License Status |
| p. Permanent Country | nn. Deceased Certificate Number |
| q. Mailing Street Address 1 | |
| r. Mailing Street Address 2 | |
| s. Mailing City | |
| t. Mailing State | |
| u. Mailing Zip Code | |
| v. Mailing Zip Code Ext. | |
| w. Mailing County | |
| x. Mailing Country | |

In addition, this request includes all definitional tables for individual fields described above, including but not limited to homebound, county, race, and country. This request seeks any and all other tables and fields produced by the State of Texas from the driver license and personal identification card database during *Texas v. Holder*, No. 1:12-cv-128 (D.D.C.).

RESPONSE:

Defendants object to this request, as it seeks information that is not reasonably calculated to lead to the discovery of admissible evidence. The Defendants further object to the extent the request presumes that the databases in question may be accurately or reliably compared against each other. Further, said information that would be responsive

to this request is privileged and highly confidential, and no adequate safeguards are currently in place to protect the disclosure of this information. In order for the information that is sought by way of this request to have any probative value, the complete databases within the United States government would need to be produced to all parties, but counsel for the United States have informed the counsel for Defendants that they are unwilling to produce said databases.

Subject to these objections and without waiving same, the Defendants continue to work with the United States toward a compromise on the privacy issues, and upon the successful agreement of all parties, shall provide such documents as are mutually agreed upon and ordered by the court.

3. The State of Texas's election identification certificate database, in its entirety with the exception of information on the hair color, height, and weight of election identification certificate applicants. This request includes data kept as a column within the State of Texas's driver license and personal identification card database. This request includes the content of all fields reflecting data collected through the election identification certification application (except for those on hair color, height, and weight) including the applicants' full name, residential and mailing addresses (including city, state, county, and ZIP code), date of birth, Social Security account number, race, ethnicity, sex, as well as all data on underlying documentation presented, and all dates of issuance or denial of issuance.

RESPONSE:

Defendants object to this request, as it seeks information that is not reasonably calculated to lead to the discovery of admissible evidence. The Defendants further object to

the extent the request presumes that the databases in question may be accurately or reliably compared against each other. Further, said information that would be responsive to this request is privileged and highly confidential, and no adequate safeguards are currently in place to protect the disclosure of this information. In order for the information that is sought by way of this request to have any probative value, the complete databases within the United States government would need to be produced to all parties, but counsel for the United States have informed the counsel for Defendants that they are unwilling to produce said databases.

Subject to these objections and without waiving same, the Defendants continue to work with the United States toward a compromise on the privacy issues, and upon the successful agreement of all parties, shall provide such documents as are mutually agreed upon and ordered by the court.

4. The full set of fields contained within the State of Texas's license to carry database that could be used to match individuals against the State of Texas's TEAM voter registration database, to determine voter eligibility, or to determine whether an individual currently possesses any form of identification named in Section 63.0101 of the Texas Election Code, as amended by SB 14. This request includes the content of all fields reflecting the full name, residential and mailing addresses (including city, state, county, and ZIP code), date of birth, Social Security account number, race, ethnicity, and sex of all State of Texas concealed handgun license holders, the concealed license status (including the dates of issuance and expiration, and whether the license is currently suspended), and whether the license holder is deceased. This request covers but is not limited to the following fields:

a.	ApplicantName	y.	ResAddr1
b.	LastName	z.	ResAddr2
c.	FirstName	aa.	ResCity
d.	MiddleName	bb.	ResState
e.	Suffix	cc.	ResZip
f.	DOBMMDDYYYY	dd.	ResCountyCode
g.	DOB	ee.	ResCountyName
h.	SSN	ff.	OID
i.	DL	gg.	RenewalDate
j.	SEX	hh.	DeceasedDate
k.	RACE	ii.	OriginalLicenseEligibility
l.	Number	jj.	RenewalLicenseEligibility
m.	License or Certificate Number	kk.	OriginalCertificateEligibility
n.	LicenseType	ll.	RenewalCertificateEligibility
o.	ApplicantID	mm.	LicenseApplicationInProgress
p.	ExpireDate	nn.	LicenseApplicationType
q.	AGEExportStatus	oo.	CertificateApplicationInProgress
r.	MailAddr1	pp.	CertificateApplicationType
s.	MailAddr2	qq.	CertificateApplicationStatus
t.	MailCity	rr.	LicenseApplicationStatus
u.	MailState	ss.	Deceased
v.	MailZip	tt.	Chi ethnicity
w.	MailCountyCode	uu.	Ethnicity
x.	MailCountyName		

In addition, this request includes documentation of the meanings of any codes used within individual fields, including OriginalLicenseEligibility, RenewalLicenseEligibility, OriginalCertificateEligibility, RenewalCertificateEligibility, LicenseApplicationInProgress, LicenseApplicationType, CertificateApplicationInProgress, CertificateApplicationType, CertificateApplicationStatus, and LicenseApplicationStatus. This request also seeks any and all other tables and fields produced by the State of Texas from the license to carry database during *Texas v. Holder*, No. 1:12-cv-128 (D.D.C.).

RESPONSE:

Defendants object to this request, as it seeks information that is not reasonably calculated to lead to the discovery of admissible evidence. The Defendants further

object to the extent the request presumes that the databases in question may be accurately or reliably compared against each other. Further, said information that would be responsive to this request is privileged and highly confidential, and no adequate safeguards are currently in place to protect the disclosure of this information. In order for the information that is sought by way of this request to have any probative value, the complete databases within the United States government would need to be produced to all parties, but counsel for the United States have informed the counsel for Defendants that they are unwilling to produce said databases.

Subject to these objections and without waiving same, the Defendants continue to work with the United States toward a compromise on the privacy issues, and upon the successful agreement of all parties, shall provide such documents as are mutually agreed upon and ordered by the court.

Dated: January 21, 2014

Respectfully submitted.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document is being served by electronic mail on January 21, 2014 to counsel of record.

/s/ John B. Scott

JOHN B. SCOTT

Deputy Attorney General for Civil Litigation